

FILE COPY

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

State of New York, State of Illinois, State of
Maryland, State of Washington

SUMMONS IN A CIVIL ACTION

V.

Unit States Department of Health and Human
Services

CASE NUMBER: 07 CV

07 CIV 8621

TO: (Name and address of Defendant)

United States Department of Health and Human Services, 200
Independence Avenue S.W., Washington, D.C. 20201

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Andrew M. Cuomo, Attorney General of the State of New York, 120
Broadway, 24th Floor, New York, New York 10007;
Lisa Madigan, Attorney General of the State of Illinois, Office of the
Attorney General, 160 North LaSalle St., Suite N1000, Chicago, Illinois
60601;
Douglas F. Gansler, Attorney General of the State of Maryland, Office of
Attorney General, 300 West Preston St. Room 302, Baltimore, Maryland
21201;
Robert M. McKenna, Attorney General of the State of Washington, 7141
Cleanwater Dr. SW, PO Box 40124, Olympia, Washington 98504

an answer to the complaint which is served on you with this summons, within 60 days after service
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
Clerk of this Court within a reasonable period of time after service.

COPY RECEIVED
OCT 5 2007
U.S. ATTORNEY'S SDNY

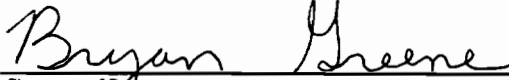
J. MICHAEL McMAHON
CLERK

DATE

OCT 04 2007

(By) *[Signature]*

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	10/5/2007
NAME OF SERVER (<i>PRINT</i>) Bryan Greene	TITLE	Clerk
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div><input checked="" type="checkbox"/> Other (specify): Michael J. Garcia, United States Attorney, Southern District of New York, by delivering true copies to Aretha Charles, Civil Clerk at approximately 11:30 A.M. at 86 Chambers Street, 3rd Floor, New York, NY.</div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="text-align: center;"> <p>Executed on <u>10/10/2007</u></p> <p style="font-size: small;">Date</p> </div> <div style="text-align: center;">  <p style="font-size: small;">Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>120 Broadway, New York, New York, 10271</u></p> <p style="font-size: small;">Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.